

1 MARK J. REICHEL, State Bar #155034
2 Attorney at Law
3 455 Capitol Mall, Ste. 802
Sacramento, CA 95814
Telephone: (916) 498-9258

4 Attorney for SWEED

5
6 IN THE UNITED STATES DISTRICT COURT
7 EASTERN DISTRICT OF CALIFORNIA
8

9 UNITED STATES OF AMERICA,

10 Plaintiff,

11 v.

12 SCOTT SWEED

13 DEFENDANT.
14

CASE NO. 20-CR-S-0087 WBS

STIPULATION TO RE SET DATE FOR STATUS
CONFERENCE; ORDER ON TIME EXCLUSION

DATE: August 30, 2021

TIME: 9:00 a.m.

HON WILLIAM B. SHUBB

15
16 The government and defendant's counsel (the "parties") seek to continue the status conference to
17 August 30, 2021 at 9:00 a.m., and to exclude time under the Speedy Trial Act and Local Code T4 for
18 effective defense preparation.

19
20 The defense and the government are in fact very close to a resolution by way of plea agreement
21 in the matter. The additional time requested herein is so that the defense may obtain a few additional
22 items for mitigation in negotiations and to finalize the negotiations in the case. Additional background:
23

24 a) The government has provided the defense with the discovery associated with this case. All this
25 discovery has been either produced directly to counsel and/or made available for inspection and
26 copying.
27
28

- 1 b) Counsel for Defendant desires additional time to review the current charges, review discovery,
2 conduct research and investigation into the charges and alleged acts, consult with their client, and
3 otherwise prepare the matter with additional witness interviews and other investigation.
4
- 5 c) Counsel for defendant believe that the continuance will provide them reasonable time necessary for
6 effective preparation, considering the exercise of due diligence.
7
- 8 d) The government does not object to the continuance.
9
- 10 e) Based on the above-stated findings, the ends of justice served by continuing the case as requested
11 outweigh the interest of the public and the defendants in a trial within the original date prescribed by the
12 Speedy Trial Act.
13
- 14 f) For the purpose of computing time under the Speedy Trial Act, 18 U.S.C. § 3161, et seq., within
15 which trial must commence, the time period of August 16, 2021, to August 30, 2021, inclusive, is
16 deemed excludable pursuant to 18 U.S.C. § 3161(h)(7)(A), B(iv) [Local Code T4] because it results from
17 a continuance granted by the Court at defendant's request on the basis of the Court's finding that the
18 ends of justice served by taking such action outweigh the best interest of the public and the defendants in
19 a speedy trial.
20
- 21 g) Nothing in this stipulation and order shall preclude a finding that other provisions of the Speedy Trial
22 Act dictate that additional time periods are excludable from the period within which a trial must
23 commence.
24
- 25
- 26
- 27
- 28

1
2
3
4 IT IS SO STIPULATED.
5

6 Dated: August 12, 2021
7 PHILLIP A. TALBERT United States Attorney
8 /s/ *Cameron Desmond*
9 CAMERON DESMOND
10 Assistant U.S. Attorney
11 /s/ *Mark Reichel*
12 MARK REICHEL
13 Counsel for Defendant
14

FINDINGS AND ORDER

15 IT IS SO FOUND AND ORDERED.
16 Dated: August 12, 2021


17 WILLIAM B. SHUBB
18 UNITED STATES DISTRICT JUDGE
19
20
21
22
23
24
25
26
27
28